



**Date:** December 2, 2014

**To:** Thomas J. Bonfield, City Manager

**Through:** W. Bowman Ferguson, Deputy City Manager

**From:** Marvin G. Williams, Director of Public Works

**Subject:** U-3308 Alston Avenue Use and Occupancy Agreement with NCDOT

### **Executive Summary**

The North Carolina Department of Transportation (NCDOT) is scheduled to widen NC 55 (Alston Avenue) from NC 147 to NC 98 (Holloway St.). Project bidding begins in April 2015 with two years of construction (Attachment B). The project will require the relocation of existing City of Durham water and sewer utilities that are within the project boundaries and NCDOT is financially responsible for their cost of relocation. The relocation work will be performed by the contractor for NCDOT. The responsibilities for this work are defined in the Use and Occupancy Agreement (Attachment A) which is required by NCDOT.

### **Recommendation**

The Administration recommends that the City Council authorize the City Manager to execute a Use and Occupancy Agreement with NCDOT for the relocation of City water and sewer utilities associated with the Alston Avenue project (U-3308).

### **Background**

Widening Alston Avenue from NC 147 to Holloway Street has been an element of the Durham-Chapel Hill-Carrboro Metropolitan Planning Organization's (DCHC MPO) long-range plan for many years. The project includes widening Alston Avenue to four lanes from just south of NC 147 to just north of NC 98 (Holloway Street).

### **Issues/Analysis**

The project will require the relocation and adjustment of City utilities located within NCDOT right-of-way. The related costs, terms and conditions for the municipal utility relocation are covered in the NCDOT Use and Occupancy Agreement. There is no cost to the City.

### **Alternatives**

The Council can choose to authorize the City Manager to execute the Use and Occupancy Agreement at no cost. The Council can choose to not authorize the Manager to approve the Use and Occupancy Agreement in which case the proposed new project will be delayed until City forces can relocate the utilities.

### **Financial Impact**

There is no financial responsibility to the City associated with this Occupancy and Use Agreement.

### **SDBE Requirements**

This section is not applicable to the item.